

# ACCESS TO CRIMINAL HISTORY RECORDS FOR STATE SENTENCING COMMISSIONS ACT OF 2010

Mr. KERRY. Mr. President, I ask unanimous consent that the Judiciary Committee be discharged from further consideration of H.R. 6412 and the Senate proceed to its immediate consideration.

The PRESIDING OFFICER. Without objection, it is so ordered.

The clerk will report the bill by title.

The assistant legislative clerk read as follows:

A bill (H.R. 6412) to amend title 28, United States Code, to require the Attorney General to share criminal records with State sentencing commissions, and for other purposes.

There being no objection, the Senate proceeded to consider the bill.

Mr. LEAHY. Mr. President, today the Senate will pass a measure to help State sentencing commissions make responsible decisions. The legislation we pass today will give State sentencing commissions, like that in Vermont, access to criminal history data in the possession of the Attorney General. This will facilitate the study of recidivism rates and other important factors affecting public safety.

We all want to reduce crime and keep our neighborhoods safe, and, in these hard fiscal times, we must do so effectively and efficiently. It is important for State sentencing commissions to have access to data so they can properly study aggravating and mitigating factors in criminal cases and in return, better inform policy makers. This bill will help ensure that sentencing decisions are data-driven, using the best possible universe of information.

Mr. KERRY. Mr. President, I ask unanimous consent that the bill be read a third time and passed; the motion to reconsider be laid upon the table, with no intervening action or debate; and that any statements relating to the bill be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (H.R. 6412) was ordered to a third reading, was read the third time, and passed.

Mr. KERRY. Mr. President, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

Mr. KERRY. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

## NOMINATIONS DISCHARGED

Mr. KERRY. Mr. President, I ask unanimous consent that the Judiciary Committee be discharged en bloc of the following nominations: PN2353 and PN2349; that the Senate then proceed en bloc to the consideration of the nominations; that the nominations be

confirmed en bloc, and the motions to reconsider be laid upon the table; that any statements relating to the nominations be printed in the RECORD, the President be immediately notified of the Senate's action, and the Senate then resume legislative session.

The PRESIDING OFFICER. Without objection, it is so ordered.

The nominations considered and confirmed en bloc are as follows:

### DEPARTMENT OF JUSTICE

William Benedict Berger, Sr., of Florida, to be United States Marshal for the Middle District of Florida for the term of four years.

Joseph Campbell Moore, of Wyoming, to be United States Marshal for the District of Wyoming for the term of four years.

### NOMINATION OF JOSEPH MOORE

Mr. ENZI. Mr. President, I rise today to speak on the nomination of Joe Moore to serve as the U.S. marshal for the district of Wyoming. I was pleased to see that the Senate has given this nomination full and fair consideration. I support Joe Moore's nomination for this important position for Wyoming and am confident that he will do a great service in his capacities as U.S. marshal.

Joe Moore is currently the director of the Wyoming Office of Homeland Security—a position he has served in since it was created in 2003. During his time with the Wyoming Office of Homeland Security, he worked closely with State, local, and Federal officials to respond to and coordinate responses to several major natural disasters. Director Moore has also bolstered Wyoming's homeland security efforts and improved State and local law enforcement activities statewide. Director Moore is a graduate of Elizabethtown College in Pennsylvania, and prior to his service with the State of Wyoming, he spent 32 years serving in Federal law enforcement.

I would like to thank my colleagues on the Senate Judiciary Committee for advancing this nomination. The U.S. Marshals Service has a long, distinguished history in our State, and I applaud Director Moore's confirmation to head this agency in Wyoming.

## LEGISLATIVE SESSION

The PRESIDING OFFICER. The Senate will now resume legislative session.

## TRIBUTE TO MARY DAY

Mr. GRASSLEY. Mr. President, today, I rise to thank a longtime member of my staff who is retiring from the Senate. Mary Day began working in my Cedar Rapids office in 1987 as a constituent services specialist, and in 1996 rose to become the regional director based in the same office.

You would be hard pressed to find somebody in the region who doesn't know Mary. It is no wonder. She is a tireless worker for the 14-county area in eastern Iowa, and her infectious sense of humor, genuine demeanor, and kindness was sought by those she came

across in her daily travels around the region.

There isn't anybody who knows the pulse of the community like Mary. She has been through the good, the bad, and the ugly. She has seen historic floods and business downturns. Through it all, Mary has remained a good-hearted, conscientious and effective staff member.

We spent many hours over the years traveling from county to county in her region. Mary wasn't always the most spirited or active person in the early hours of the day, but she was forever reliable and dependable no matter what hour of the day.

Not only has Mary been dedicated to the people of Iowa, but she also served as a mentor, confidant, and friend to others on my staff. Her colleagues say that Mary was their "go-to" person. She knew the bureaucracy inside and out and had sound advice on how to handle just about any situation.

The people of Iowa have been fortunate to have somebody like Mary Day working on their behalf for the last 23 years. I have been privileged to have her represent me in such a well-respected and honest manner.

Thank you, Mary, for everything you have done for me and the people of Iowa.

## TRIBUTE TO WYTHE WILLEY

Mr. GRASSLEY. Mr. President, I rise today to pay tribute to a friend and a trusted adviser, Wythe Willey, who lost a 2-year battle with cancer on Saturday. Wythe Willey was a person who left a mark. If you ever met him, you would be hard pressed to forget him. He was an Iowa farm boy through and through. Whether he was living in Des Moines or Cedar Rapids, he valued his friendships and he valued everybody he met along his life's journey.

Wythe had a passion for agriculture, and particularly for the cattle business, but also for politics. He had one of the most astute political minds I have ever come across. To sit and talk politics with Wythe was an invigorating endeavor. His political sense and understanding of the issues at the State and Federal level never failed to bring additional insight to anybody who would listen.

There is a saying among my former and current staff, "once a Grassley staffer, always a Grassley staffer." Wythe was the epitome of that motto. He worked on my Iowa staff from 1981–1987. When he left, he had already left his mark, but he was far from being done helping the people of Iowa. During the time on my staff, and the years since then, Wythe helped me by heading a committee to vet Federal judicial, U.S. attorney, and U.S. marshal nominees.

Even when he was involved in government and politics, Wythe's heart was always with his family farm. No matter where his professional career